

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANTHONY DISALVIO

Plaintiff,

v.

**MICHAEL J. ASTRUE,
Commissioner of Social Security,**

Defendant.

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**CIVIL ACTION
NO. 11-2740**

ORDER

AND NOW, this 4th day of January 2012, after careful review and independent consideration of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, to which no objections have been filed, and the Commissioner's Uncontested Motion to Remand, it is hereby **ORDERED** that:

1. The Clerk of Court is directed to remove this action from the suspense docket and return it to the active docket;
2. The Report and Recommendation is **APPROVED and ADOPTED**;
3. The Commissioner's Uncontested Motion to Remand is **GRANTED**;
4. Plaintiff's Request for Review is **DISMISSED AS MOOT**; and
5. The case is **REMANDED** to the Commissioner for further review consistent with the Report and Recommendation, pursuant to the fourth sentence of 42 U.S.C. § 405(g).

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.